

PROCESS RECEIPT AND RETURN

See Instructions for "Service of Process by the U.S. Marshal"
on the reverse of this form.

**PRIOR EDITIONS
MAY BE USED**

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ELVANO GALLI

Plaintiff,

v.

F/V BARBARA ANN (O.N. 699442)
her engines, boilers, tackle,
fishing permits and appurtenances,
in rem

and Louis Pasquale, *in personam*,
Defendant.

C.A. No. 04CV11544 JLT

WRIT OF ATTACHMENT

THE PRESIDENT OF THE UNITED STATES OF AMERICA:

To the Marshal of the District of Massachusetts or its deputies:

GREETINGS:

WHEREAS a complaint has been filed on July 12, 2004 in the United States District Court for the District of Massachusetts by Plaintiff Elvano Galli of 2442 Brigham Street, Brooklyn, New York whose attorney is David S. Smith of Cianciulli & Ouellette 163 Cabot Street, Beverly, Massachusetts 01915 upon an admiralty and maritime claim and that the Defendant is Louis Pasquale of Grove Street, Gloucester, Massachusetts who is currently being held by the Essex County Correctional Facility in Middleton, Massachusetts;

NOW, THEREFORE, we do hereby command and strictly charge you, the said U.S. Marshal, to attach the Defendant, Louis Pasquale's moneys, to wit: all monies belonging to the Defendant in the amount of \$15,531.00 in cash and \$1,505.00 in casino gambling chips in the possession of Jonathan W. Blodgett, Essex County District Attorney Museum Place, 2 East Idia Sq., Salem, Massachusetts 01970 and the Danvers Police Department as agent of Jonathan W. Blodgett, 120 Ash Street, Danvers, Massachusetts in said District until such time as the merits of the matter captioned *Com. of Mass. by the District Atty for the Eastern Dist. v. Fifteen Thousand Five Hundred Thirty One Dollars, et. al.*, Essex County Civil Action No.: 04-1646F, that you promptly, after execution of this process, file the same in this Court with your return thereon.

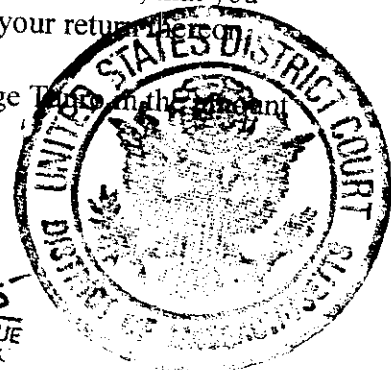
I hereby certify on _____ that the foregoing document is true and correct copy of the original filed on _____ of \$17,031.00.
☐ electronic filed in the captioned case
☐ electronically filed original filed on _____
☐ original filed in my office on _____

Witness: Joseph L. Tauro, Judge on the 29th day of March, 2005.
Sarah A. Thornton
Clerk, U.S. District Court
District of Massachusetts

By: _____, CLERK
Deputy Clerk
By: *Lita Howell*
Deputy Clerk

I HEREBY ATTEST AND CERTIFY ON 3/29/05
THAT THE FOREGOING DOCUMENT IS A FULL, TRUE
AND CORRECT COPY OF THE ORIGINAL ON FILE
IN MY OFFICE AND IN MY LEGAL CUSTODY.

CLERK, U.S. DISTRICT COURT
DISTRICT OF MASSACHUSETTS
BY: *25*



UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ELVANO GALLI

Plaintiff,

v.

F/V BARBARA ANN (O.N. 699442)

her engines, boilers, tackle,
fishing permits and appurtenances,
in rem

and Louis Pasquale, *in personam*,
Defendant.

C.A. No. 04CV11544 JLT

WRIT OF ATTACHMENT

THE PRESIDENT OF THE UNITED STATES OF AMERICA:

To the Marshal of the District of Massachusetts or its deputies:

GREETINGS:

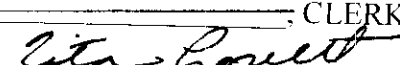
WHEREAS a complaint has been filed on July 12, 2004 in the United States District Court for the District of Massachusetts by Plaintiff Elvano Galli of 2442 Brigham Street, Brooklyn, New York whose attorney is David S. Smith of Cianciulli & Ouellette 163 Cabot Street, Beverly, Massachusetts 01915 upon an admiralty and maritime claim and that the Defendant is Louis Pasquale of Grove Street, Gloucester, Massachusetts who is currently being held by the Essex County Correctional Facility in Middleton, Massachusetts;

NOW, THEREFORE, we do hereby command and strictly charge you, the said U.S. Marshal, to attach the Defendant, Louis Pasquale's moneys, to wit: all monies belonging to the Defendant in the amount of \$15,531.00 in cash and \$1,505.00 in casino gambling chips in the possession of Jonathan W. Blodgett, Essex County District Attorney Museum Place, 2 East Idia Sq., Salem, Massachusetts 01970 and the Danvers Police Department as agent of Jonathan W. Blodgett, 120 Ash Street, Danvers, Massachusetts in said District until such time as the merits of the matter captioned *Com. of Mass. by the District Atty for the Eastern Dist. v. Fifteen Thousand Five Hundred Thirty One Dollars, et. al.*, Essex County Civil Action No.: 04-1646F, that you promptly, after execution of this process, file the same in this Court with your return thereon.

I hereby certify on _____ that the foregoing document is true and correct. This attachment was approved on March 24, 2005 by Judge Tauro in the amount of \$17,031.00.

- ☐ electronic docketed in the captioned case
☐ electronically filed original filed on _____
☐ original filed in my office on _____

Witness: Joseph L. Tauro, Judge on the 29th day of March, 2005.
Sarah A. Thornton
Clerk, U.S. District Court
District of Massachusetts

By: _____, CLERK
Deputy Clerk
By: 
Deputy Clerk

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ELVANO GALLI,

Plaintiff,

v.

Civil Action No. 04-11544-JLT

F/V BARBARA ANN (O.N. 699442)
her engines, boilers, tackle, fishing
permits and appurtenances, *in rem*
and LOUIS PASQUALE, *in personam*,

Defendants.

ORDER

March 29, 2005

TAURO, J.

This court hereby orders that:

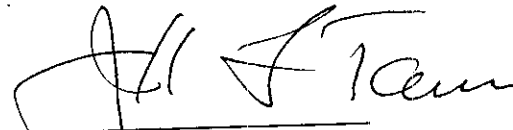
1. Plaintiff's Request for 55(a) Default [#12] is ALLOWED as to the *in rem* action, and DENIED as to the *in personam* action;
2. Defendant's Motion for Extension of Time to Answer [#15] is ALLOWED as to the *in personam* action, and Defendant may respond to the complaint by April 20, 2005. The Motion is DENIED as to the *in rem* action; and
3. Plaintiff's Motion to Arrest and for an Order for Issuance of Process of Attachment for All Monies and Casino Chips Held by the Danvers Police Department and Essex County District Attorney as Evidence in a Criminal

Proceeding and All Monies Held as Bail by the Essex County Sheriff's

Department for Louis Pasquale [#14] is ALLOWED pending resolution on the merits.

IT IS SO ORDERED.




United States District Judge

3/29/05
I HEREBY ATTEST AND CERTIFY ON
THAT THE FOREGOING DOCUMENT IS A FULL, TRUE
AND CORRECT COPY OF THE ORIGINAL ON FILE
IN MY OFFICE AND IN MY LEGAL CUSTODY.

CLERK, U.S. DISTRICT COURT
DISTRICT OF MASSACHUSETTS
BY: 